

S.B. Criminal Misc. Bail Application No.3398/2006

Date : 22.08.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. J.R. Beniwal for the applicant.

Mr. V.R. Mehta, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the case diary and the impugned order.

The contention of learned counsel for the applicant is that in the instant case there is no iota of evidence against the applicant as to how and in what manner the applicant was responsible in commission of the crime.

On the other hand, learned Public Prosecutor has opposed the bail application and submitted that there is a note available in the case diary that the accused applicant was aware of the incident.

I have considered the submissions made before me and carefully gone through the material available on record.

Taking into consideration the overall facts and circumstances of the present case, I am of the opinion that the applicant has made out a case for grant of bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Bhanwar Lal son of Kishana shall be released on bail in FIR No.22/2006 P.S. Raipur, District Bhilwara, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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